# TABLE OF CONTENTS

## Hit Shooting Review



## Exhibits



## Miscellaneous Documents

# Los Angeles County Sheriff's Department
# Officer Involved Shooting



| Report Date: 01-27-05 | Bureau/Station/Facility: Lakewood Station | Admin. Invest.? ☐ | Hit? ☒ |
|---|---|---|---|

| URN: 005-02199-1335-013 | Date: 01-23-2005 | Time: 0505 hrs |
|---|---|---|

City or Station: Bellflower

Location: 17844 Lakewood Boulevard
Bellflower, CA 90706

Nature of Incident: Deputies respond to a man with a gun call. Prior to their arrival, the call had been updated to shots fired, active shooter inside location. Deputies formulate a plan, enter and confront and armed individual. The deputies shoot the suspect and he falls to the floor. The suspect reaches for his handgun and the deputies fire again, ending the threat. The deputies assemble a rescue team, enter and located the two gunshot victims.

**Location Type (circle one or more):** Backyard, Beach, Business, Freeway, Industrial, Park, Parking Lot, Residence, Rural, School, Street, Other: restaurant

**Lighting (circle only one):** **(Darkness)** (circled), Daylight, Other, Street Lights

**Weather (circle only one):** **(Clear)** (circled), Cloudy, Fog, Rain

Distance: 10 feet

Total # of Shots Fired by Deputy: 8

Total # of Shots Fired by Suspect: 0

**Incident Type (circle one or more):** Accidental, **(Armed Person)** (circled), Fleeing Suspect, Foot Pursuit, Gun Take Away, Moving Vehicle, Sniper/Ambush, Startle, Struggle Involved, Traffic Stop, Unarmed Person, Unintentional, Vehicle Pursuit, Warrant Service, Warning Shot, Other:

**Initiated by (circle only one):** Arrest Warrant, **(Call)** (circled), Observation, One Person Unit, Other, Search Warrant, Two Person Unit

**Prior Activity (circle only one):** Detective, Inmate Transport, Other, **(Routine Patrol)** (circled)

Aero Unit? ☐ Canine Unit? ☐

| Employee # | Last Name | First Name | M.I. | ShiftTime (circle only one): | ShiftType (circle only one): |
|---|---|---|---|---|---|
| [redacted] | Rios | Salvador | | **(EM)** PM Day | **(Regular)** Overtime Off Duty |
| [redacted] | Diplock | Jason | | **(EM)** PM Day | **(Regular)** Overtime Off Duty |
| [redacted] | Lee | Andrew | Y | **(EM)** PM Day | **(Regular)** Overtime Off Duty |

| Last Name | First Name | M.I. | | |
|---|---|---|---|---|
| Last Name [redacted] | First Name [redacted] | M.I. | | |
| Street [redacted] | City [redacted] | Zip [redacted] | Work Ph [redacted] | |
| Last Name [redacted] | First Name [redacted] | M.I. | | |
| Street Addres [redacted] | City [redacted] | Zip [redacted] | Work Ph [redacted] | |
| Last Name [redacted] | First Name [redacted] | M.I. | | |
| Street Add [redacted] | City [redacted] | Zip [redacted] | Work Ph [redacted] | |

| Employee # | Last Name | First Name | M.I. | (circle one or more): |
|---|---|---|---|---|
| [redacted] | Young | Suzan | | **(On Duty)** Present during shooting; Witness to shooting; Involved in shooting |
| | | | | On Duty; Present during shooting; Witness to shooting; Involved in shooting |

| Employee # | Last Name | First Name | M.I. |
|---|---|---|---|
| [redacted] | Clark | Dennis | |

| Employee # | Last Name | First Name | M.I. |
|---|---|---|---|
| [redacted] | Armalin | Roderick | |

**PSTD Use Only**

SH # 2138235

# Officer Involved Shooting

URN: 005-02199-1335-013



| Arrival Date | Arrival Time | Date Submitted | Date of Recommendation |
|---|---|---|---|
| 01-23-2005 | 0710 | 01-25-06 | |

| Employee # | Last Name | First Name | M.I |
|---|---|---|---|
| [redacted] | Landreth | Larry | Larry |
| [redacted] | Anderson | Clay | J |
| [redacted] | Jennings | Rickey | D |

## Method

(AW) Arwen
(BC) Baton:(Control)
(BI) Baton:(Impact)
(BF) Bodily Fluids
(CN) Canine
(CR) Carotid Restraint
(CH) Choke Hold
(CT) Control Holds:(Control Techniques)
(TT) Control Holds:(Team Takedown)
(TD) Control Holds:(Takedown)
(CE) Chemical
(OC) Chemical Agents (OC Spray)
(TG) Chemical Agents (Tear Gas)
(EX) Explosives
(FH) Firearm (Handgun)
(FR) Firearm (Rifle)
(FS) Firearm (Shotgun)
(FO) Firearm (Other)
(FB) Flashbang
(FL) Flashlight
(OE) Other Weapon: Edged
(OV) Other Weapon: Vehicle
(OB) Other Weapon: Blunt Object
(OO) Other Weapon: Other
(PK) Personal Weapon: Feet/Leg: (Kick)
(PS) Personal Weapon: Feet/Leg: (Sweep)
(PH) Personal Weapon (Hand/Arm)
(PP) Personal Weapon (Push)
(PO) Personal Weapon (Other)
(RS) Resistance
(CN) Restraint Device (Capture Net)
(RH) Restraint Device (Handcuffs)
(HB) Restraint Device:Hobble (Legs Only)
(TP) Restraint Device:Hobble (TARP)
(RE) Restraint Device: REACT Belt
(SP) Sap
(SH) Shield
(SG) 37mm Stinger
(SB) Sting Ball
(ST) Stun Bag
(TR) Taser
(UC) Uncooperative

## Type of Injury

(AB) Abrasion
(BR) Bruise
(BU) Burn
(CP) Complaint of Pain
(CO) Concussion
(DH) Death
(DI) Dislocation
(DB) Dog Bite
(FR) Fractures
(GS) Gunshot
(HB) Human Bite
(LC) Lacerations
(ND) Nerve Damage
(OD) Organ Damage
(PA) Paralysis
(PW) Puncture Wound
(SD) Soft Tissue Damage
(ST) Sprain/Twists
(UN) Unconscious
(RM) Refused Med Treatment
(NN) NONE

## Body Part Injured

(AD) Abdomen
(AK) Ankle
(AR) Arm
(BK) Back
(BT) Buttocks
(CH) Chest
(EL) Elbow
(FA) Face
(FE) Feet
(FI) Fingers
(GE) Genitals
(GR) Groin
(HD) Hand
(HE) Head
(HI) Hip
(IN) Internal
(KN) Knees
(LE) Leg
(NK) Neck
(SH) Shoulder
(WR) Wrist

## Brand

(AK) AK-47
(BN) Benelli
(BR) Beretta
(BW) Browning
(CH) Charter Arms
(CO) Colt
(DA) Davis Industries
(GL) Glock
(HA) Harrington & Richardson
(HI) Hi Standard
(HK) H & K
(IT) Ithica
(IV) Iver Johnson
(JE) Jennings
(LO) Lorcin
(LU) Luger
(MA) Marlin
(MO) Mossberg
(NC) NCI aka SKS
(NA) North American
(NO) Norinco
(RA) Raven
(RM) Remington
(RG) RG
(RI) RGI
(RO) Rossi
(SW) Smith & Wesson
(SR) Sturm Ruger
(ST) Sterling
(TA) Taurus
(WE) Weatherby
(WN) Winchester
(US) US Government
(YY) Handmade (Inmate)
(XX) Homemade (Non-Inmate)
(ZZ) Other Brand

## Caliber

(9) 9 mm
(10) 10 mm
(12) 12 guage
(20) 20 guage
(21) .22-250
(22) .22 caliber
(23) .223 caliber
(24) .243 caliber
(25) .25 caliber
(30) .308 caliber
(35) .357 caliber
(36) 30-60 caliber
(38) .38 caliber
(40) .40 caliber
(41) .410 guage
(44) .44 caliber
(45) .45 caliber
(50) 50 mm
(SL) Slug
(WW) Other caliber

## FORCE APPLIED *(one code per block)*

| Used By (E# or S#) | Used Against (E# or S#) | Method (Code) | Brand (Code) | Caliber (Code) | Authorized Weapon? (Y/N) | Authorized Ammunition? (Y/N) | Type of Injury (Code) | Body Part (Code) |
|---|---|---|---|---|---|---|---|---|
| S#1 | E#1 | FH | CO | 38 | N | N | NN | NA |
| S#1 | E#2 | FH | CO | 38 | N | N | NN | NA |
| S#1 | E#3 | FH | CO | 38 | N | N | NN | NA |
| E#1 | S#1 | FS | IT | 12 | Y | Y | GS | CH |
| E#2 | S#1 | FH | BR | 9 | Y | Y | GS | AD |
| E#3 | S#1 | FH | BR | 9 | Y | Y | GS | CH |
| | | | | | | | | |
| | | | | | | | | |
| | | | | | | | | |
| | | | | | | | | |
| | | | | | | | | |
| | | | | | | | | |
| | | | | | | | | |
| | | | | | | | | |
| | | | | | | | | |
| | | | | | | | | |
| | | | | | | | | |
| | | | | | | | | |

# Officer Involved Shooting
# Involved Employee Information

URN: 005-02199-1335-013



**E 1**

| | | | |
|---|---|---|---|
| Employee # [redacted] | Last Name: Weltee | First Name: Robert | M.I. |
| Sex: M Race: W | Rank: DSG | Unit Assignment: LKD | Work Assignment (Unit #, Module, etc.): 133B |
| ShiftTime (*circle only one*): (EM) PM Day | ShiftType (*circle only one*): (Regular) Overtime Off Duty | Intoxication/Drug Usage? ☐ | Substance Used: |
| Hospital Admission? ☐ | Hospital Name: | Coroner Case? ☐ | Coroner Case # — Interviewed? ☒ |
| Hrs of sleep prior to shooting: 8 | Duty Time (hrs): [redacted] | Clothing (*circle only one*): Plain Clothes no Vest, Raid Jacket w/ Vest, Plain Clothes w/ Vest, Uniform no Vest, Raid Jacket no Vest, (Uniform w/ Vest) | Other Factors: |
| Age: [redacted] Height: 5-05 Weight: 155 | | | |
| Range Qualification Date: [redacted] | PPC Qualification Date: [redacted] | Laser Training Date: [redacted] | |
| Certified with Weapon Used? [redacted] | Patrol Certification? [redacted] | Certification Unit: [redacted] | Prior Shootings? [redacted] Number of Prior Shootings: [redacted] |
| Field Training Officer Emp # | Last Name [redacted] | First Name [redacted] | M.I. |
| Field Training Officer Emp # [redacted] | Last Name [redacted] | First Name [redacted] | M.I. [redacted] |

**E 2**

| | | | |
|---|---|---|---|
| Employee # [redacted] | Last Name: Smith | First Name: Roy | M.I. |
| Sex: M Race: W | Rank: DSG | Unit Assignment: LKD | Work Assignment (Unit #, Module, etc.): 134T4 |
| ShiftTime (*circle only one*): (EM) PM Day | ShiftType (*circle only one*): (Regular) Overtime Off Duty | Intoxication/Drug Usage? ☐ | Substance Used: |
| Hospital Admission? ☐ | Hospital Name: | Coroner Case? ☐ | Coroner Case # — Interviewed? ☒ |
| Hrs of sleep prior to shooting: 8 | Duty Time (hrs): [redacted] | Clothing (*circle only one*): Plain Clothes no Vest, Raid Jacket w/ Vest, Plain Clothes w/ Vest, Uniform no Vest, Raid Jacket no Vest, (Uniform w/ Vest) | Other Factors: No laser sights |
| Age: [redacted] Height: 5-07 Weight: 155 | | | |
| Range Qualification Date: [redacted] | PPC Qualification Date: [redacted] | Laser Training Date: [redacted] | |
| Certified with Weapon Used? [redacted] | Patrol Certification? [redacted] | Certification Unit: [redacted] | Prior Shootings? [redacted] Number of Prior Shootings: [redacted] |
| Field Training Officer Emp # | Last Name [redacted] | First Name [redacted] | M.I. |
| Field Training Officer Emp # [redacted] | Last Name [redacted] | First Name [redacted] | M.I. [redacted] |

**E 3**

| | | | |
|---|---|---|---|
| Employee # [redacted] | Last Name: Rodriguez | First Name: Joel | M.I. D |
| Sex: M Race: H | Rank: DSG | Unit Assignment: LKD | Work Assignment (Unit #, Module, etc.): 136A |
| ShiftTime (*circle only one*): (EM) PM Day | ShiftType (*circle only one*): (Regular) Overtime Off Duty | Intoxication/Drug Usage? ☐ | Substance Used: |
| Hospital Admission? ☐ | Hospital Name: | Coroner Case? ☐ | Coroner Case # — Interviewed? ☒ |
| Hrs of sleep prior to shooting: 8 | Duty Time (hrs): [redacted] | Clothing (*circle only one*): Plain Clothes no Vest, Raid Jacket w/ Vest, Plain Clothes w/ Vest, Uniform no Vest, Raid Jacket no Vest, (Uniform w/ Vest) | Other Factors: No laser sights |
| Age: [redacted] Height: 5-11 Weight: 165 | | | |
| Range Qualification Date: [redacted] | PPC Qualification Date: [redacted] | Laser Training Date: [redacted] | |
| Certified with Weapon Used? [redacted] | Patrol Certification? [redacted] | Certification Unit: [redacted] | Prior Shootings? [redacted] Number of Prior Shootings: [redacted] |
| Field Training Officer Emp # | Last Name | First Name | M.I. |
| Field Training Officer Emp # | Last Name | First Name | M.I. |



See Other Side

# Officer Involved Shooting
# Suspect Information

URN: 005-02199-1335-013



**S 1**

| | | | |
|---|---|---|---|
| Last Name: King | First Name: Maynard | | M.I.: W |
| AKA Last Name: | First Name: | | M.I.: |
| Sex: M Race: B | Street Address: [redacted] | City: [redacted] | [redacted] Zip Code: [redacted] |
| Work Phone: | Ho[redacted] | Social Securit[redacted] | Driver's Licen[redacted] |
| Age: 71 D.O.B. 12-07-1930 | Height: 6-00 Weight: 230 | FBI #: | CII #: [redacted] |
| Booking #: not booked | Primary Charge: Deceased | Secondary Charge: | |
| Coroner Case? ☒ | Coroner Case #: 2005-00684 | Intoxication/Drug Usage? ☐ | Substance Used: |
| Armed? ☒ | Apprehended? ☒ | Mental Illness? ☒ | Criminal History?[redacted] |
| Vehicle Make: Chrysler CA[redacted] | | Model: PT Cruiser | Year: 2002 |

**S __**

| | | | |
|---|---|---|---|
| Last Name: | First Name: | | M.I.: |
| AKA Last Name: | First Name: | | M.I.: |
| Sex: Race: | Street Address: | City: | State & Zip Code: |
| Work Phone: | Home Phone: | Social Security #: | Driver's License #: |
| Age: D.O.B. | Height: Weight: | FBI #: | CII #: |
| Booking #: | Primary Charge: | Secondary Charge: | |
| Coroner Case? ☐ | Coroner Case #: | Intoxication/Drug Usage? ☐ | Substance Used: |
| Armed? ☐ | Apprehended? ☐ | Mental Illness? ☐ | Criminal History? ☐ |
| Vehicle Make: | | Model: | Year: |

**S __**

| | | | |
|---|---|---|---|
| Last Name: | First Name: | | M.I.: |
| AKA Last Name: | First Name: | | M.I.: |
| Sex: Race: | Street Address: | City: | State & Zip Code: |
| Work Phone: | Home Phone: | Social Security #: | Driver's License #: |
| Age: D.O.B. | Height: Weight: | FBI #: | CII #: |
| Booking #: | Primary Charge: | Secondary Charge: | |
| Coroner Case? ☐ | Coroner Case #: | Intoxication/Drug Usage? ☐ | Substance Used: |
| Armed? ☐ | Apprehended? ☐ | Mental Illness? ☐ | Criminal History? ☐ |
| Vehicle Make: | | Model: | Year: |

**S __**

| | | | |
|---|---|---|---|
| Last Name: | First Name: | | M.I.: |
| AKA Last Name: | First Name: | | M.I.: |
| Sex: Race: | Street Address: | City: | State & Zip Code: |
| Work Phone: | Home Phone: | Social Security #: | Driver's License #: |
| Age: D.O.B. | Height: Weight: | FBI #: | CII #: |
| Booking #: | Primary Charge: | Secondary Charge: | |
| Coroner Case? ☐ | Coroner Case #: | Intoxication/Drug Usage? ☐ | Substance Used: |
| Armed? ☐ | Apprehended? ☐ | Mental Illness? ☐ | Criminal History? ☐ |
| Vehicle Make: | | Model: | Year: |

# SUPPLEMENTAL NON-EMPLOYEE WITNESSES
## Los Angeles County Sheriff's Department



| Last Name | First Name | M.I. | Street Address | Zip Code | Work Ph | Home Ph |
|---|---|---|---|---|---|---|
| [redacted] | [redacted] | | [redacted] | [redacted] | | [redacted] |
| [redacted] | [redacted] | [redacted] | [redacted] | [redacted] | | [redacted] |
| [redacted] | [redacted] | [redacted] | [redacted] | [redacted] | [redacted] | |
| [redacted] | [redacted] | [redacted] | [redacted] | [redacted] | | [redacted] |
| [redacted] | [redacted] | | [redacted] | [redacted] | | [redacted] |
| [redacted] | [redacted] | [redacted] | [redacted] | [redacted] | | [redacted] |
| [redacted] | [redacted] | | [redacted] | [redacted] | | [redacted] |
| [redacted] | [redacted] | [redacted] | [redacted] | [redacted] | | [redacted] |
| [redacted] | [redacted] | [redacted] | [redacted] | [redacted] | | [redacted] |
| | | | | | | |
| | | | | | | |
| | | | | | | |
| | | | | | | |
| | | | | | | |
| | | | | | | |
| | | | | | | |

# COUNTY OF LOS ANGELES
# SHERIFF"S DEPARTMENT

## HIT SHOOTING
## EVALUATION

| | |
|---|---|
| **UNIT:** | Lakewood Station Patrol |
| **DATE:** | January 23, 2005 (Sunday) |
| **TIME:** | 0505 hours |
| **LOCATION:** | 17844 Lakewood Boulevard, Bellflower, CA |
| **URN#:** | 005-02199-1335-013 |
| **IAB#:** | SH 2138235 |

**NATURE OF**
**INCIDENT:** On January 23, 2005, at about 0505 hours, units from Lakewood Station received a radio call to respond to the Norm's Restaurant regarding a person inside of the restaurant with a gun. While en route to the location, the deputies were advised that the suspect had begun firing a handgun inside of the restaurant and one employee was shot by the suspect and he continued to fire the handgun. Deputies Robert Weltee, Unit 133B/EM, Roy Smith, Unit 134T1/EM, Joel Rodriguez, Unit 136A/EM, Jason Diplock, Unit 133/EM, and Salvador Rios, Unit 133T1/EM, responded to the location. Faced with an "active shooter" situation, the deputies formed an emergency entry team, in order to rescue the injured victims and stop the suspect from shooting additional persons inside of the restaurant. The deputies entered the restaurant and saw the suspect, Maynard King, MB/71, standing near the front counter. The deputies ordered the suspect to raise his hands and the suspect pointed a handgun at the deputies. Fearing for their safety, Deputies Weltee, Smith and Rodriguez fired their service weapons at the suspect, striking him. The suspect fell to the floor. As the deputies approached the suspect, they again ordered him to show his hands. The suspect again pointed his handgun at the deputies and the deputies again fired their weapons at the suspect, striking him. The suspect remained on the floor, motionless.

While assisting deputies watched the suspect, from a position of cover, assisting deputies checked the restaurant for additional victims. Two employees were found hiding in a closet and had suffered gunshot wounds in their legs by the suspect.

Paramedics from Los Angeles County Fire Department responded and treated the two employees for their injuries. Both employees were transported to Lakewood Regional Medical Center and admitted. The suspect, Maynard King, was pronounced deceased at the scene.

Internal Affairs Bureau was notified at 0615 hours and Sergeants Clay Anderson and Larry Landreth, along with Lieutenant Rick Jennings, of the Internal Affairs Bureau responded to the command post on Lakewood Boulevard, in the city of Bellflower, regarding a deputy involved hit shooting. When we arrived, Homicide Bureau personnel were at the scene investigating the

incident.

On September 20, 2005, Deputy District Attorney Christina Fleming Buckley issued a Letter of Opinion regarding the deputy involved shooting incident. In her review of the shooting, D.D.A. Buckley deemed Deputies Weltee, Rodriguez and Smith acted lawfully in self-defense and in the defense of others.

The following summary is based on verbal and written statements from the involved deputies, civilian and employee witness statements.

**INVOLVED PERSONNEL:**

**WELTEE, ROBERT**, Deputy Sheriff, [redacted]
Lakewood Station
Patrol Operations, Region III

**EMPLOYEE WORK HISTORY:**

| | |
|---|---|
| Date of Employment: | 01-15-1997 |
| Date assigned to Patrol/Custody: | [redacted] |
| Completed Patrol/Custody Training: | |
| Prior Shooting Incident(s): | |
| Prior Founded Force Incidents: | |

**SMITH, ROY**, Deputy Sheriff, [redacted]
Lakewood Station
Patrol Operations, Region III

**EMPLOYEE WORK HISTORY:**

| | |
|---|---|
| Date of Employment: | 10-30-1996 |
| Date assigned to Patrol/Custody: | [redacted] |
| Completed Patrol/Custody Training: | [redacted] |
| Prior Shooting Incidents: | |
| Prior Founded Force Incidents: | |

**RODRIGUEZ, JOEL**, Deputy Sheriff, [redacted]
Lakewood Station
Patrol Operations, Region III

**EMPLOYEE WORK HISTORY:**

Date of Employment: 10-30-1996
Date assigned to Patrol/Custody: [redacted]
Completed Patrol/Custody Training: [redacted]
Prior Shooting Incidents: [redacted]
Prior Founded Force Incidents: [redacted]

**SUSPECT(S):**

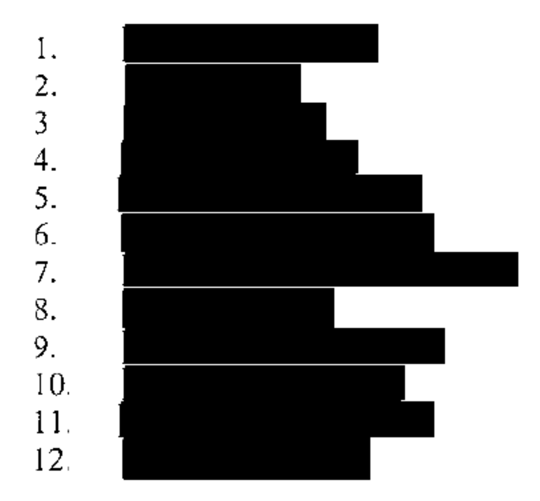
**KING, Maynard Wadel** ,MB/71 yrs. DOB: 12-07-1930, 6-00", 225 lbs., black/black
[redacted]

**C.I.I. #**[redacted] **Main #**[redacted] **FBI #**[redacted]

Suspect King had [redacted]

**CIVILIAN WITNESSES:**

IAB Note: During the canvass of the area after the shooting thirty-four residents were contacted and questioned as to what they may have witnessed. The fifteen individuals below either saw or heard something substantial and their interview summaries are included in the document.



1. [redacted]
2. [redacted]
3 [redacted]
4. [redacted]
5. [redacted]
6. [redacted]
7. [redacted]
8. [redacted]
9. [redacted]
10. [redacted]
11. [redacted]
12. [redacted]

## DEPARTMENT WITNESSES:

1. Rios, Salvador, Deputy Sheriff, #[redacted]
2. Diplock, Jason, Deputy Sheriff, #[redacted]
3. Lee, Andrew Y., Deputy Sheriff, #[redacted]

## INJURIES:

**Suspect**

Suspect King sustained several gunshot, shotgun slug and shotgun buckshot wounds to the shoulders, buttocks, back, neck , and hand. The Corner determined the fatal round was from a shotgun slug that entered the upper left shoulder and traveled sharply downward, perforating the left lung and large intestine. This wound caused the suspect to bleed out.

## WEATHER AND LIGHTING CONDITIONS:

Dark, clear, with little or no clouds.

## WEAPONS USED BY SUSPECT(S):

**SUSPECT Maynard King** was armed with a 2" Colt, .38 Special, Agent model revolver, serial number[redacted] blue steel. It appears that King fired six rounds from the revolver.

> **IAB Note: The Colt revolver was registered to Suspect Maynard King and was recovered with six expended .38 Special "RP" rounds.**

## WEAPON(S) USED BY DEPUTY PERSONNEL:

## DEPUTY ROBERT WELTEE

**Department Shotgun** - Ithaca 12 gauge, Model 37 "Deerslayer", pump action shotgun, serial number[redacted]

**Type Of Ammunition**- 2 rifled slugs and 2 "00" Buck shotgun shells, Federal Brand 12 gauge.

**Ammunition**- Four rounds fired.

**Shells** - A total of four expended shotgun shells were located at the scene.

**Date Employee Last Qualified:** (Mobile Range)  [redacted]

**Date Last Trained With Weapon:**

**Lab Receipt No. J617207** Los Angeles County Sheriff's Department- Scientific Services Bureau, Firearms Identification Section (Refer to Exhibit A, page 104)

## DEPUTY ROY SMITH

**Service Weapon**- Berretta, 92F (Serial Number BE[redacted]), Double Action Semi automatic Pistol, 9mm Luger
**Type Of Ammunition**- Winchester Brand Ranger "T", 9 mm Luger cartridges.
**Ammunition**- Two rounds fired and fourteen left in the magazine and weapon.
**Shell Casings**- A total of four expended rounds and one live round were located at the scene.
**Date Employee Last Qualified:** (Mobile Range) [redacted]
**Date Last Trained With Weapon:** [redacted]



**Lab Receipt No. J617207** Los Angeles County Sheriff's Department- Scientific Services Bureau, Firearms Identification Section (Refer to Exhibit A, page 104)

## DEPUTY JOEL RODRIGUEZ

**Service Weapon**- Berretta, 92F (Serial Number BE[redacted]), Double Action Semi automatic Pistol, 9mm Luger
**Type Of Ammunition**- Winchester Brand Ranger "T", 9 mm Luger cartridges.
**Ammunition**- Two rounds fired and thirteen left in the magazine and weapon.

> **IAB Note: Deputy Rodriguez ejected one live round during the shooting.**

**Shell Casings**- A total of four expended rounds and one live round were located at the scene.
**Date Employee Last Qualified:** (Mobile Range) [redacted]
**Date Last Trained With Weapon:** [redacted]



**Lab Receipt No. J617207** Los Angeles County Sheriff's Department- Scientific Services Bureau, Firearms Identification Section (Refer to Exhibit A, page 104)

## INVOLVED DEPUTY(S) STATEMENTS:

**WELTEE, Robert, Deputy Sheriff, [redacted]**

**Deputy Robert Weltee** was interviewed by Homicide Investigators Kevin Lowe and Dameron Peyton on 01-23-2005, at 1230 hours. The interview took place at Lakewood Station and he was represented by Mr. John Birke, ALADS. The interview was tape recorded and the following is a summary of the interview.

On January 23, 2005, Deputy Robert Weltee was working at Lakewood station and was assigned to work 133B EM shift[redacted] At approximately 0500 hours, Weltee was assigned to respond to the location regarding a "Man with a gun" call. The suspect in the call was described as an older male black. As he drove to the location, the call was updated to a "Shots fired, active shooter".

Deputy Weltee arrived at the location and parked his patrol car on the east curb line of Lakewood Boulevard north of the location, facing south. He armed himself with his shotgun, which he had earlier loaded with two rounds of rifled slug and two rounds of "OO" buck shot. He exited his car and noticed a middle-aged male Hispanic or male white near the front of the location. He ordered the male to walk toward him and the male complied. As the male passed by Weltee, he said that someone was shooting inside the location. Weltee and assisting Deputy, Sal Rios, #[redacted] moved to the front of the location and took a position of cover at the northwest corner of the restaurant. As they did this, he received an update that two victims inside the location had been shot. He and assisting Deputies Joel Rodriguez and Roy Smith entered the foyer of the restaurant through two glass doors and noticed that the interior glass door was shattered. Weltee scanned the interior of the location and did not see anyone inside. Due to the nature of the call (active shooter, victims shot inside the location) he entered the location with Deputies Rodriguez and Smith.

Weltee entered the location carrying his shotgun, followed by Deputy Rodriguez carrying a 9mm pistol, then Deputy Smith carrying a 9mm pistol. As they entered, Weltee saw a male black (Suspect King) pop up behind the service counter of the kitchen. Weltee and his assisting deputies yelled at the suspect to raise his hands. The suspect looked around and appeared to be "out of it". The suspect then raised his hand and pointed a handgun at the deputies. Rodriguez fired two rounds at the suspect from his 9mm as Weltee, fearing that the suspect was going to shoot at them, fired two to three rounds at the suspect from his shotgun.

The suspect immediately dropped down behind the counter. Rodriguez then stepped to the right to cover the area where the suspect was last seen and Weltee and Smith moved to the left. Deputy Weltee and Smith made their way to the north side of the serving counter where they saw the suspect lying on the floor, on his right side, with his head toward them. The suspect was still holding his gun and looking around. The suspect pointed his gun at Weltee and Smith and Weltee fired one to two shots from his shotgun at the suspect.

The suspect dropped his gun to the floor but continued to move as if he was trying to recover the gun. Assisting deputies entered the location and covered the suspect while Weltee searched the location with other deputies for the victims. They found two female victims inside a storage closet on the northeast corner of the location. Both of the victims were suffering from gunshot wounds to their legs. They assisted the victims out of the location where they were treated by paramedics. Weltee, along with assisting deputies, then searched and cleared the location for additional suspects and victims. During his search, he found a cook near the rear of the location. He told the cook to exit the location through the rear door and meet with the containment deputies. No other victims or suspects were located during the search. Deputy Weltee said he returned to the front of the location and covered the suspect as an arrest team moved in and handcuffed the suspect.

**SMITH, Roy, Deputy Sheriff, #[redacted]**

Deputy Smith was interviewed by Homicide Investigators Kevin Lowe and Dameron Peyton on 01-23-2005, at 1140 hours. The interview took place at Lakewood Station and he was represented by Mr. Greg Emerson, L.A.S.P.A. The interview was tape recorded and the following is a summary of the interview.

On January 23, 2005, Deputy Roy Smith was working at Lakewood station and was assigned to work 134T4 EM shift [redacted] At approximately 0500 Hours, Smith responded to the location regarding a "Man with a gun" call. The suspect in the call was described as an older male black. As he drove to the location, the call was updated to a "Shots fired, active shooter". Roy arrived at the location and parked his patrol car on the east curb line of Lakewood Boulevard north of the location, facing south. He exited his car and ran to the northwest corner of the restaurant joining Deputies Weltee and Rodriguez. The three deputies stepped into a foyer through two glass doors and noticed that the interior glass door was shattered. Smith scanned the interior of the location and did not see anyone inside. The three deputies discussed their situation and determined that due to the nature of the call (Active shooter with victims inside the location) the deputies must enter the location.

As they entered, Smith saw a male black (Suspect) pop up from behind the service counter of the kitchen. The suspect looked in the deputies direction with a "Crazed look" and pointed a handgun at them. Deputies Weltee and Rodriguez fired at the suspect and the suspect dropped down behind the counter. Weltee told Rodriguez to cover the right side of the location as Smith and Weltee moved left. Smith and Weltee made their way to the north side of the serving counter where they saw the suspect lying on the floor on his right side with his head toward them. The suspect was still armed with his gun in his left hand. Deputy Smith yelled at the suspect to drop the gun several times, but the suspect ignored the orders and pointed the gun at Smith and Weltee. Fearing that he and Weltee were about to be shot, Deputy Smith fired two rounds from his 9mm pistol at the suspect as Weltee fired at the suspect with the shotgun. The suspect dropped his gun to the floor. Assisting deputies entered the location and covered the suspect while Smith and Weltee searched the location for victims. They found two female victims inside a storage closet on the northeast corner of the location. Both of the victims were suffering from gunshot wounds to their legs. They assisted the victims out of the location where they were treated by paramedics. Smith and Weltee then searched and cleared the location for additional suspects and victims, but found none.

**RODRIGUEZ, Joel, Deputy Sheriff, #[redacted]**

Deputy Smith was interviewed by Homicide Investigators Kevin Lowe and Dameron Peyton on 01-23-2005, at 1140 hours. The interview took place at Lakewood Station and he was represented by Mr. John Birke, A.L.A.D.S. The interview was tape recorded and the following is a summary of the interview.

On January 23, 2005, Deputy Joel Rodriguez was working at Lakewood station and was assigned to work 136A EM shift [redacted] At approximately 0500 Hours, he responded to the Norm's Restaurant regarding a "Man with a gun" call. As he drove to the location, the call was updated to a "Shots fired, active shooter". Deputy Rodriguez arrived at the location and noticed an older male Hispanic running north on the east sidewalk yelling, "He's shooting people." Deputy Rodriguez approached the front of the location with Deputy Weltee and took a position of cover at the northwest corner of the restaurant. As he did this, he received an update, via radio, that there were victims inside the location and the suspect was shooting. Rodriguez and Weltee discussed their options and determined that because they were faced with an active shooter, they had an obligation to enter the restaurant. They entered the foyer of the restaurant through two glass doors and noticed that the interior glass door was shattered. Rodriguez scanned the interior of the location and did not see anyone inside.

Deputy Weltee entered the location armed with a shotgun and Rodriguez followed armed with his 9mm pistol. As they entered, Rodriguezl saw a male black (Suspect King) pop up from behind the service counter of the kitchen. Deputy Rodriguez yelled at the suspect to raise his hands. The suspect looked in the direction of the deputies and raised his left hand pointing a handgun at Rodriguez and Weltee. Deputy Rodriguez yelled at the suspect to drop the gun but he did not comply. Fearing that he and Weltee were about to be shot, Rodriguez fired two rounds at the suspect. He heard two shotgun blast being fired along with his gunshots. The suspect immediately dropped down behind the counter. Deputy Rodriguez then covered the area where the suspect was last seen as Weltee and Deputy Smith moved to the left. Weltee and Smith made their way to the north side of the serving counter in an attempt to locate the suspect. Rodriguez then heard the deputies yelling at the suspect followed by a shotgun blast. Rodriguez moved his position to where Weltee and Smith were and saw that the suspect was lying on the floor, on his right side, with his head toward him. The suspect continued to move as if he was trying to pick up the handgun that was on the floor next to his body. An unknown deputy arrived and handed Joel a shotgun to cover the suspect. Rodriguez pulled back the slide of his pistol and ejected a live round before he holstered his pistol. He covered the suspect with the shotgun while the other deputies removed the injured victims and cleared the location. An arrest team moved in and handcuffed the suspect.

**SUSPECT STATEMENTS:**

The suspect was deceased at the scene. Refer to witness interviews for statements the suspect made prior to the shooting.

**DEPARTMENT WITNESS STATEMENTS:**

**RIOS, Sal, Deputy Sheriff, #[redacted]**

**Deputy Sal Rios** was interviewed by Homicide Investigators Lowe and Peyton. IAB Investigator Sergeant Larry Landreth was also present. The interview took place on 01-23-2005, at 1415

hours, at Lakewood Station. The interview was recorded and the following is a summary of the interview.

Deputy Rios was working unit 133T1 early mornings in the area of Bellflower Boulevard and Flower Street, in the city of Bellflower, when he was assigned the **(Flag #79)**"Man with a gun" at the Norms restaurant.

As he responded to the location, the call was updated to, "Shots fired." Prior to his arrival, the call was again updated to an "Assault with a Deadly weapon," victims shot at location, active shooter inside. Upon his arrival, he met with Deputies Jason Diplock , Roy Smith, Robert Weltee and Joel Rodriguez north of the location. The Deputies formulated a plan and approached the location. Upon reaching the door, Rios did not see anyone inside the restaurant. He could see that there was an exterior and interior entry door to the restaurant. The interior door had been shattered and there was glass scattered across the floor. Deputies Smith, Weltee and Rodriguez were in front of him as they entered the location. Rios went to the right scanning the south portion of the restaurant for suspects, victims, or patrons when he saw the suspect popping up and down from behind the counter in the cook area, pointing a handgun at the deputies. Rios saw Deputies Smith, Weltee and Rodriguez to his left shouting at the suspect to drop the gun. The suspect refused and Deputies Smith, Weltee and Rodriguez fired at the suspect. Deputy Rios did not fire his weapon due to his position and obscured sight of the suspect. The suspect fell to the ground and deputies advanced further into the restaurant.

Rios held his position as Deputies Smith and Weltee moved to the counter space to the north of where the suspect went down. Rios heard deputies continuing to yell at the suspect not to move. He then heard several more shots fired. Rios moved to the south end of the cook area behind the counter where the suspect was down on the ground. Rios held the suspect at gunpoint until he was handcuffed without incident.

**IAB Note: Refer to Exhibit A, pages 15 - 19, for Deputy Rios' supplementary report details.**

**DIPLOCK, Jason, Deputy Sheriff, #[redacted]**

**Deputy Diplock** was interviewed by Homicide Investigators Lowe and Peyton. IAB Investigator Sergeant Larry Landreth was also present. The interview took place on 01-23-2005, at 1335 hours, at Lakewood Station. The interview was recorded and the following is a summary of the interview.

Deputy Diplock was working unit 133 early mornings in the area of Bellflower Boulevard and Flower Street, in the city of Bellflower, when he was assigned the call of a "Man with a gun" at the Norms restaurant. As he responded to the location, the call was updated to, "Shots fired." Prior to

his arrival, the call was again updated to an, "Assault with a Deadly Weapon," victims shot at location, active shooter inside. Upon his arrival, he met with Deputy Sal Rios and Deputies Smith, Weltee and Rodriguez north of the location. The deputies formulated a plan and approached the location. Upon reaching the door, Jason Diplock could see that there was an exterior and interior entry door to the restaurant. The interior door had been shattered and there was glass scattered across the floor. Diplock believed that the glass had been shattered as a result of a gunshot. He did not see anyone inside the restaurant. Deputies Smith, Weltee and Rodriguez were in front of him as they entered the location. Jason saw the suspect briefly armed with a handgun and then lost sight of him. Diplock heard Deputies Smith, Weltee and Rodriguez shouting verbal commands at the suspect. The suspect refused and the deputies fired at the suspect. Deputy Diplock did not have a clear shot at the suspect and did not fire his weapon. The suspect fell to the ground and deputies continued into the restaurant. Diplock moved to the left of the entry door and took a position behind Deputies Weltee and Smith to the north of where the suspect went down. Diplock heard Deputies Weltee and Smith shouting additional commands at the suspect and then heard additional shots fired. Diplock moved into Deputies Weltee and Smith's position covering the suspect until he was placed under arrest. Diplock remembers hearing handgun and shotgun rounds being fired. He did not recall the actual number of shots fired. The suspect was handcuffed without incident and the scene was contained.

**IAB Note: Refer to Exhibit A, pages 22 - 25, for Deputy Diplock's supplementary report details.**

**LEE, Andrew, Deputy Sheriff, [redacted]**
**Deputy Andrew Lee** was interviewed by Homicide Investigators Lowe and Peyton. The interview took place on 01-23-2005, at 2335 hours, at Lakewood Station. The interview was recorded and the following is a summary of the interview.

On January 23, 2005, Lee was working unit 135B early mornings in a marked black and white patrol vehicle. He was traveling southbound on Pioneer Boulevard at South Street, in the city of Cerritos, when he noticed a silver colored Chrysler PT Cruiser following behind him. Lee made numerous turns and evasive maneuvers in an attempt to lose the vehicle following him, without success. Lee slowed and waited for the PT Cruiser to pull along side his patrol vehicle. Lee felt the driver's behavior was strange and prepared himself for a possible confrontation. The PT Cruiser met with Deputy Lee's vehicle. Deputy Lee saw that the vehicle's passenger's side window was down and the lone occupant of the vehicle was an elderly male black. The driver asked Lee if he could go and park with him. Deputy Lee informed him that he had calls to go to and asked what he needed. The driver said that it's dangerous and that he could have a gun too. He said that he worked for Council Woman Maxine Waters. Lee asked if there was anything else he needed. The driver said no. They separated and Lee noted the encounter. Twenty to thirty minutes later, Lee responded to

the "Shots fired" call at the Norms restaurant in Bellflower and saw that same P.T. Cruiser parked in front of the location. That vehicle was later identified as the suspect's vehicle.

**IAB Note: Deputy Lee wrote a supplementary report documenting his encounter with Suspect King. Refer to Exhibit A, pages 39 -41.**

## NON-DEPARTMENT WITNESS STATEMENTS:

[redacted] **FH** [redacted] **H/P** [redacted] was interviewed at Lakewood Regional Medical Center regarding the incident by Homicide investigators Lowe and Peyton. I.A.B. investigators, Landreth and Anderson were present. The interview took place on 01-23-2005, at 1615 hours and was recorded. The following is a summary of the interview.

[redacted] said she was [redacted] by the Norms restaurant as a [redacted] and [redacted] the [redacted] She said that on the morning of the incident, an elderly male black (suspect) came into the restaurant and sat down at the service counter. He was seated next to a group of young male black patrons in her area. She walked over to the suspect to serve him when he removed a handgun from his waistband. She described the handgun as small framed, dark metal with, "Wood on it." The suspect began mumbling something. After seeing the gun, [redacted] ran to the rear kitchen area with Victim [redacted] Both [redacted] and [redacted] used their cellular phones to call 9-1-1 for help. [redacted] said the restaurant's phone was not working for outgoing calls. While [redacted] was on the phone, she saw the suspect point the gun at the group of young male blacks seated at the counter. The suspect was telling the young males that he was allowed to carry a gun. She then heard one gunshot. She ran to a rear storage room and heard two additional shots.

[redacted] and [redacted] were cowering in the furthest corner of the storage room with a small metal stool, held by [redacted] covering their heads. A few seconds passed when the suspect was heard in the rear kitchen. The suspect came across the storage room and found [redacted] and [redacted] The suspect yelled at the victims and said, "Call the Sheriff." The suspect fired one round at the victims, striking [redacted] in the left upper leg. The bullet traveled through her left leg to her right lower leg where the bullet lodged. [redacted] screaming and pleading with the suspect not to kill her continued to beg for help via cellular phone to 9-1-1 (Lakewood station personnel). Moments later, the suspect returned and said, "I said call the fucking Sheriff." He fired an additional shot striking [redacted] The victims cried out in pain and terror as they waited for deputies to arrive. Moments later, deputies responded to the rear storage room and removed the victims from the storage room and out of the restaurant. [redacted] did not see the suspect again after the shooting.

[redacted] **FH** [redacted] was interviewed at Lakewood Regional Medical Center regarding the incident by Homicide investigators Lowe and Peyton. I.A.B. investigators, Landreth and Anderson were present. The

interview took place on 01-23-2005, at 1645 hours and was recorded. The following is a summary of the interview.

[redacted] said that she was [redacted] by the Norms Restaurant as a [redacted] and [redacted] the [redacted] She said that on the morning of the incident, she was attending to four young male blacks seated at the service counter. A male white named [redacted] (regular customer) who was seated at a booth opposite the service counter. An elderly male black (King) came into the restaurant and sat down at the service counter next to the young males. [redacted] greeted the suspect and asked him if he would like a cup of coffee. He said, "Yes" and [redacted] instructed Victim [redacted] that the suspect, who was seated in [redacted] service area, requested a cup of coffee. Suddenly and without provocation, the suspect pointed a handgun at the young males and told them to get out. [redacted] described the handgun as a small framed, dark metal revolver.

[redacted] and [redacted] ran to the rear kitchen area. Both [redacted] and [redacted] used their cellular phones to call 9-1-1 for help. [redacted] had Lakewood Sheriff's station programed into her cellular phone and called them directly. [redacted] heard one gunshot followed by three consecutive shots. She ran to a rear storage room with [redacted] and [redacted] were cowering in the furthest corner of the storage room with a small metal stool covering their heads.

A few seconds passed when the suspect was heard in the rear kitchen. The suspect came across the storage room and found [redacted] and [redacted] The suspect yelled at the victims and said, "Call the Sheriff." The suspect fired one round at the victims, striking [redacted] in the left upper leg. [redacted] began screaming and pleading with the suspect not to kill her. She said, "Please don't kill me. I have [redacted] Please." She continued to beg for her life as she spoke with the 9-1-1 operator. Moments later, the suspect returned and said, "I said call the fucking Sheriff." He fired an additional shot, striking [redacted] in the right lower leg. The victims cried out in pain and terror as they waited for deputies to arrive.

Moments later, deputies responded to the rear storage room and removed the victims from the storage room and out of the restaurant. [redacted] did not see the suspect again after the shooting.

**[redacted] MH [redacted]**

[redacted] was interviewed by Homicide investigators on 01-23-2005, 1035 hours. The interview took place at Lakewood Station and was tape recorded. I.A.B. investigators Landreth and Anderson were present. The following is a summary of his interview.

[redacted] said that he was [redacted] by the Norms restaurant as a [redacted] He [redacted] the [redacted] starting at [redacted] hours. [redacted] was in the cook's area talking to a co-worker when he saw an older, bald and heavy set male black (suspect) point a small framed handgun at a group of young male blacks seated at the restaurant's service counter. He ordered them at gunpoint to get out. The four males left the location. A few moments later, one of the young males described as 5'8" 180 to

200 pounds came back inside the restaurant and confronted the suspect. The suspect shot at the young male in the foyer area of the restaurant causing the glass door to shatter. The young male fled the location and [redacted] dropped to the ground. He ran to the rear of the location and out the back door to the rear parking lot. He heard the deputies respond and additional gunshots. He said that the gunshots were louder so he assumed the deputies were shooting.

[redacted] MH[redacted] was interviewed by Lakewood Deputy Marchena, #[redacted] on 01-23-2005. The interview took place at Norm's Restaurant and Deputy Marchena prepared a supplementary report documenting the interview. Mr. [redacted] said the following:

[redacted] was [redacted] at Norm's Restaurant, as a [redacted] when he heard three to four gunshots coming from inside of the restaurant. [redacted] ran from the restaurant, from fear, and did not witness the shooting

**IAB Note: refer to Exhibit A, page 31, for a copy of Marchena's supplementary report.**

[redacted] MH[redacted] was interviewed by Homicide investigators on 01-23-2005, 1103 hours. The interview took place at Lakewood Station and was tape recorded. I.A.B. investigators Landreth and Anderson were present. The following is a summary of his interview.

[redacted] said that he was [redacted] by the Norms Restaurant as a [redacted] He [redacted] the [redacted] starting at [redacted] He was in the cook's area speaking with Witness [redacted] when he saw an older male black (King) enter the restaurant and ordered four young male black patrons out of the restaurant. The suspect sat down at the service counter and looked at [redacted] and said, "Don't worry. I threw them out."

A few moments passed when one of the males described as 25 to 30 years of age, short hair, heavy set, wearing a yellow shirt with dark stripes returned to the restaurant. The male sat at a booth near the entry door and motioned to his waistband. The suspect confronted the male, who stood up and retreated to the front door. The suspect fired his handgun at him shattering the front door as he ran from the restaurant. [redacted] ran to the rear of the location to get away. While in the rear kitchen, [redacted] saw a tall male white, who was eating in the restaurant at the time of the shooting, run through the rear of the location. As the male passed through the kitchen, [redacted] heard him say, "Call 9-1-1" as he exited. [redacted] ran out the rear door to the parking lot to get away. While in the parking lot, [redacted] said he believed he heard two additional shots.

[redacted] MH[redacted] was interviewed by Lakewood Deputy Tiscareno, #[redacted] on 01-23-

2005. The interview took place outside of the Norm's Restaurant. Deputy Tiscareno prepared a supplementary report of the interview. Mr. [redacted] said the following:

Mr. [redacted] said he was [redacted] as a [redacted] at Norm's Restaurant on the day of the shooting. [redacted] was out in the dinning room cleaning tables when the suspect walked in to the restaurant. He saw the suspect pull out a handgun and point it at four male Blacks seated inside of the restaurant. The suspect yelled at the males to get out and they fled the restaurant. [redacted] was afraid and ran to the rear of the restaurant when he heard two gunshots and continued out of the rear door into the parking lot. Mr. [redacted] did not witness the shooting.

**IAB Note: Refer to Exhibit A, page 29, for Tiscareno's report.**

**[redacted] MH [redacted]**

[redacted] was interviewed by Homicide Investigators Lowe and Peyton, on 01-23-2005, at 1005 hours. The interview took place at Lakewood Station and IAB Investigators Landreth and Anderson were present. The interview was recorded and the following is a summary of the interview.

[redacted] said he was [redacted] by Norms restaurant as a [redacted] He [redacted] the [redacted] with his normal starting time being [redacted] hours.

On the morning of the incident, [redacted] arrived at the restaurant at about 0420 hours. At approximately 0500 hours, he was in the rear kitchen preparing meals for the day when he heard two gunshots and the [redacted] screaming from the dining area of the restaurant. A few seconds later, he saw a tall male white with blond hair and a mustache running from the dining area through the kitchen. The male told [redacted] to call 9-1-1 as he ran to the rear door and exited the location. [redacted] saw the [redacted] (Victims [redacted] and [redacted] in the rear kitchen area calling 9-1-1 via their cellular phones. A few seconds later, [redacted] saw a bald, heavy set, elderly male black in his sixties (King) enter the rear kitchen. The suspect was carrying a small framed dark metal handgun believed to be a .22 caliber in his hand. He walked back and forth through the kitchen area and ordered [redacted] to call the Sheriff. Francisco refused and told the suspect that he had work to do. The suspect told him that he didn't care what he had to do and again ordered him to call the Sheriff.

[redacted] went about his work with disregard to the suspect. [redacted] entered the walk-in freezer to continue his work. A few moments later, [redacted] heard deputies voices saying, "Drop the gun. Raise your hands." He then heard additional gunshots. He exited the rear of the location to the rear parking lot to seek refuge.

**IAB Note: A canvass of the entire area was conducted by members of the Internal Affairs Bureau, District Attorney's Office and Homicide Bureau. That Canvass did not locate**

**anyone who witnessed the shooting. Several of the area residents reported hearing several gunshots. Refer to Exhibit A, pages 72 -74.**

Homicide Investigators Lowe and Peyton were able to identify and located several of the customers who were inside of the restaurant when Suspect King entered. The following witnesses were the patrons inside and the [redacted] of the Suspect, Maynard King.

[redacted] **MW** [redacted] was interviewed by Homicide Investigators Lowe and Peyton on 01-23-2005, at about 1915 hours. The interview was recorded. The following is a summary of the interview.

Mr. [redacted] said at about 0500 hours, that he was seated in a booth, near the front door, of Norm's restaurant, eating his meal when he heard a voice yelling, "You guys get out of here." [redacted] looked and saw that an elderly male black (King) was pointing a small framed dark metal handgun at four young male blacks seated at the service counter. The suspect began yelling at the young males calling them, "Black Cats" and telling them that he had permission from the city council to carry a gun. He ordered them out of the restaurant and they all complied. [redacted] tried to walk out of the restaurant when the suspect directed his anger toward him telling him that he wasn't going anywhere and to sit down. One of the males who was wearing a burgundy colored "O. J. Simpson" jersey with the number (32) inscribed on it returned. He sat down and told the suspect that he was "packing too". [redacted] thought that the young male was referencing that he may have had a gun as well. [redacted] does not believe the young male had a gun, nor did he see a gun. The suspect fired his handgun at the young male as the male ran out the front door. [redacted] took that opportunity to run out the back door to his vehicle. As [redacted] passed through the kitchen, he told employees to, "Call 9-1-1, there's a guy shooting in there." He ran out the back door, got into his vehicle and drove away. As [redacted] drove away from the restaurant, he saw deputies arriving on scene with their lights turned off on their patrol vehicles as they approached.

**IAB Note: Mr. [redacted] positively identified Suspect King from a D.M.V. photograph shown to him by Homicide investigators.**

[redacted] **MB** [redacted] was interviewed on 01-23-2005, at 2030 hours, by Homicide investigators Lowe and Peyton. The interview was recorded and the following is a summary of the interview.

[redacted] said that he was inside Norm's Restaurant, seated at the service counter socializing with his three friends when an elderly, heavy set male black (King) came into the restaurant. The suspect began yelling and screaming at [redacted] and his friends to get out. They left, but [redacted] didn't feel that the suspect was serious. He went back into the restaurant to

confront the suspect. [redacted] returned and told the suspect that everyone has a gun. He said that the suspect looked at him with a crazed expression on his face and fired two shots at him as he ran out the door .

[redacted] did admit to having a .45 caliber semi automatic "Glock" pistol in his vehicle that he thought about arming himself with prior to returning. However, he thought better of it and was not armed when he confronted the suspect. After he ran out of the restaurant, he called 4-1-1 (Information) on his cellular phone and obtained the phone number for the Lakewood Sheriff's station. He then called Lakewood station and reported the incident. [redacted] also said that he would have the other three males that were with him on that morning contact Investigators to set up further interviews.

**IAB Note: Investigators obtained a Department of Motor Vehicles photograph of Suspect Maynard King and showed the picture to [redacted] He positively identified the suspect as the person who shot at him. The interview was concluded.**

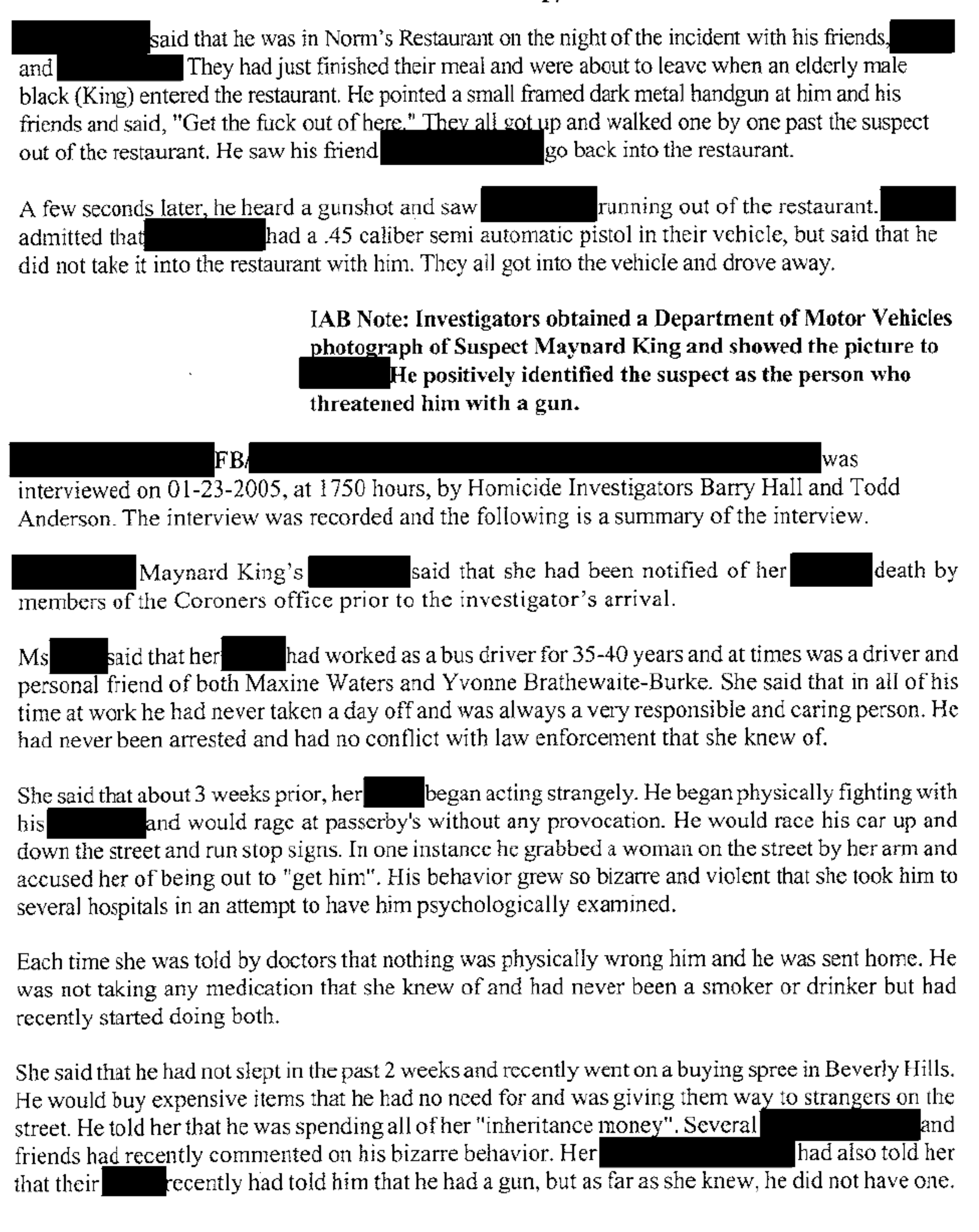
[redacted] **MB** [redacted] was interviewed on 01-24-2005,1515 hours, by Homicide Investigators Lowe and Peyton. The interview was recorded and the following is a summary of the interview.

[redacted] said that he was in Norm's Restaurant on the morning of the incident eating with his friends, [redacted] and [redacted] They were seated at the service counter when the suspect came into the restaurant.

The suspectpointed a small framed dark metal handgun at him and his friends and said, "Get the fuck out of here." [redacted] thought the gun was a toy, but got up and left the location with his friends. He saw his friend, [redacted] go back into the restaurant. A few seconds later, he heard a gunshot and saw [redacted] running out of the restaurant. [redacted] admitted that [redacted] had a .45 caliber semi automatic pistol in their vehicle, but said that he did not take it into the restaurant with him. They all got into the vehicle and drove away.

**IAB Note: Investigators obtained a Department of Motor Vehicles photograph of Suspect Maynard King and showed the picture to [redacted] He positively Identified the suspect as the person who threatened him with a gun.**

[redacted] **MB** [redacted] Mr. [redacted] was interviewed by Homicide investigators. Lowe and Peyton on 01-25-2005, at 1205 hours. The interview was recorded and the following is a summary of the interview.



[redacted] said that he was in Norm's Restaurant on the night of the incident with his friends, [redacted] and [redacted] They had just finished their meal and were about to leave when an elderly male black (King) entered the restaurant. He pointed a small framed dark metal handgun at him and his friends and said, "Get the fuck out of here." They all got up and walked one by one past the suspect out of the restaurant. He saw his friend [redacted] go back into the restaurant.

A few seconds later, he heard a gunshot and saw [redacted] running out of the restaurant. [redacted] admitted that [redacted] had a .45 caliber semi automatic pistol in their vehicle, but said that he did not take it into the restaurant with him. They all got into the vehicle and drove away.

> **IAB Note: Investigators obtained a Department of Motor Vehicles photograph of Suspect Maynard King and showed the picture to [redacted] He positively identified the suspect as the person who threatened him with a gun.**

[redacted] FB[redacted] was interviewed on 01-23-2005, at 1750 hours, by Homicide Investigators Barry Hall and Todd Anderson. The interview was recorded and the following is a summary of the interview.

[redacted] Maynard King's [redacted] said that she had been notified of her [redacted] death by members of the Coroners office prior to the investigator's arrival.

Ms [redacted] said that her [redacted] had worked as a bus driver for 35-40 years and at times was a driver and personal friend of both Maxine Waters and Yvonne Brathewaite-Burke. She said that in all of his time at work he had never taken a day off and was always a very responsible and caring person. He had never been arrested and had no conflict with law enforcement that she knew of.

She said that about 3 weeks prior, her [redacted] began acting strangely. He began physically fighting with his [redacted] and would rage at passerby's without any provocation. He would race his car up and down the street and run stop signs. In one instance he grabbed a woman on the street by her arm and accused her of being out to "get him". His behavior grew so bizarre and violent that she took him to several hospitals in an attempt to have him psychologically examined.

Each time she was told by doctors that nothing was physically wrong him and he was sent home. He was not taking any medication that she knew of and had never been a smoker or drinker but had recently started doing both.

She said that he had not slept in the past 2 weeks and recently went on a buying spree in Beverly Hills. He would buy expensive items that he had no need for and was giving them way to strangers on the street. He told her that he was spending all of her "inheritance money". Several [redacted] and friends had recently commented on his bizarre behavior. Her [redacted] had also told her that their [redacted] recently had told him that he had a gun, but as far as she knew, he did not have one.

She said that her [redacted] frequented the "Norms" restaurant in Bellflower, but she did not know if he was familiar with, or had conflicts with anyone at the restaurant. She said that she was sorry that her [redacted] had shot someone and understood that the deputies had no choice in what they had done. When she heard that he had been shot by police she said that she wasn't surprised. In her words, she stated that her [redacted] had "just lost it".

**CRIMINAL INVESTIGATOR and CHARGES FILED:**

| | |
|---|---|
| **Investigator:** | Detective Kevin Lowe and Dameron Peyton, Homicide Bureau |
| **Court:** | **N/A** |
| **Charges Filed** | None |
| **Court Date** | N/A |
| **Plea/Conviction:** | N/A |
| **Sentence:** | N/A |

**PROPERTY DAMAGE:**

1. 17844 Lakewood Boulevard, Bellflower, CA, Norm's Restaurant., sustained bullet holes and strikes inside of the location from both the suspect and deputies' rounds.




# LOS ANGELES COUNTY DISTRICT ATTORNEY'S OFFICE
## BUREAU OF FRAUD AND CORRUPTION PROSECUTIONS
## JUSTICE SYSTEM INTEGRITY DIVISION

STEVE COOLEY • District Attorney
CURT LIVESAY• Chief Deputy District Attorney
CURTIS A. HAZELL • Assistant District Attorney

RICHARD D. DOYLE • Director

September 20, 2005

Captain Raymond Peavy
Homicide Bureau
Los Angeles County Sheriff's Department
5747 Rickenbacker Road
Commerce, California 90040

RE: J.S.I.D. File No. 05-0051
L.A.S.D. File No. 005-02199-1335-013

Dear Captain Peavy:

The Justice System Integrity Division of the Los Angeles County District Attorney's Office has completed its review of the January 23, 2005, fatal shooting of Maynard King by Los Angeles County Sheriff's Deputies Robert Weltee, Roy Smith and Joel Rodriguez. We have concluded that the deputies acted lawfully in self-defense and in defense of others.

The follc vsis is ba n reports prepared by the Los Angeles County Sheriff's Department and submitted to this office by Detective Dameron Peyton and Detective Kevin Lowe on July 27, 2005. The District Attorney's Response Team was notified of the shooting at approximately 6:30 a.m. on January 23, 2005. The District Attorney Response Team, comprised of Deputy District Attorney Michael Petterson and District Attorney Senior Investigator [redacted] responded to the scene. They were given a briefing of the circumstances surrounding the shooting and a "walk-through" of the scene. Compelled statements were considered as a part of this analysis.

FACTUAL ANALYSIS

9/27/05 Recv'D

On January 23, 2005 at approximately 5:07 a.m., Deputies Robert Weltee, F Joel Rodriguez were dispatched to Norm's Restaurant at 17844 Lakewood ] the city of Lakewood. Prior to their arrival, the deputies were notified of ar shooter and victims inside the restaurant. Deputies Weltee, Smith, Rodrigu Diplock and Sal Rios arrived at the location and formed a plan for entering Restaurant.

Clara Shortridge Foltz Criminal Justice Center
210 West Temple Street
Los Angeles, CA 90012-3210
(213) 974-3888
WEBSITE: http://da.co.la.ca.us

Deputy Weltee entered the location carrying a shotgun. Deputies Rodriguez and Smith followed him, each armed with a 9mm pistol. As they entered the restaurant, Maynard King jumped up from behind the service counter. Deputy Weltee and Deputy Rodriguez ordered King to raise his hands. King looked in their direction. He raised his left hand and pointed a handgun in the deputies' direction. Deputy Rodriguez ordered King to drop the gun. King ignored the order. In fear for their safety, Deputies Weltee and Rodriguez fired their weapons at King, causing him to drop behind the counter.

Deputy Rodriguez stepped to the right and Deputies Smith and Weltee moved to the north counter area. King was laying on the floor on his right side. He was still holding the gun in his left hand. Deputy Smith ordered King to drop the gun several times. King continued to ignore the deputy's commands and aimed the gun at Deputy Smith and Deputy Weltee. Fearing they were about to be shot, Deputy Smith and Deputy Weltee each fired two rounds at King. King finally dropped his gun to the floor.

Assisting deputies entered the location and helped Deputy Rodriguez detain King at gunpoint. The deputies recovered a Colt revolver with six expended .38 caliber rounds near King's body. Paramedics examined King and pronounced death at 5:43 a.m. Meanwhile, Deputies Smith and Weltee searched the location and found [redacted] and [redacted] in a storage area.

[redacted] and [redacted] were [redacted] at Norm's Restaurant on the morning of January 23, 2005. They watched as King, a regular customer, walked over and sat at the service counter next to a group of four young men. As [redacted] walked over to wait on King, she noticed that he removed a handgun from his waistband area. She immediately ran to the kitchen where she joined [redacted] Both women used their cell phones to call 911.

They observed King pointing the gun at the young men and ordering them to leave the restaurant. The women heard a gunshot and ran to the storage room, and then heard two additional gunshots. Shortly thereafter, King entered the storage area and ordered the women to, "Call the Sheriff." King fired one round at the women, striking [redacted] in the upper left leg. King left momentarily. When he returned to the storage area, he yelled, "I said, call the fucking Sheriff." He fired an additional round, striking [redacted] in the lower leg and then he left the storage area.

Additional civilian witnesses corroborated King's irrational and violent behavior at the restaurant. Investigators also recovered additional ammunition from King's vehicle and his home.

Deputy Medical Examiner Jeffrey P. Gutstadt, M.D., concluded that King died as a result of multiple gunshot wounds. Dr. Gutstadt determined that King's fatal wounds were inflicted by two shotgun slugs.